

**** E-filed August 31, 2011**

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

TV INTERACTIVE DATA CORPORATION, a
California Corporation,

Plaintiff,

v.

SONY CORPORATION; SONY COMPUTER
ENTERTAINMENT INC.; SONY COMPUTER
ENTERTAINMENT AMERICA, INC.; SONY
CORPORATION OF AMERICA; SONY
ELECTRONICS, INC.; SAMSUNG ELECTRONICS
CO., LTD.; SAMSUNG ELECTRONICS AMERICA,
INC.; ROYAL PHILIPS ELECTRONICS N.V.;
PHILIPS ELECTRONICS NORTH AMERICA
CORPORATION; TOSHIBA CORPORATION;
TOSHIBA AMERICA, INC.; TOSHIBA AMERICA
CONSUMER PRODUCTS, L.L.C.; VICTOR
COMPANY OF JAPAN, LTD.; JVC AMERICAS
CORP.; LG ELECTRONICS, INC.; LG
ELECTRONICS U.S.A., INC.; ZENITH
ELECTRONICS LLC; PIONEER CORPORATION;
PIONEER ELECTRONICS (USA) INC.; SHARP
CORPORATION; SHARP ELECTRONICS
CORPORATION; FUNAI ELECTRIC CO., LTD.;
FUNAI CORPORATION, INC.; D&M HOLDINGS
INC.; D&M HOLDINGS US, INC.; AND DENON
ELECTRONICS (USA), LLC,

Defendants.

Case No. C 10-00475 JF-HL

STIPULATION AND
~~PROPOSED~~
ORDER/COMMISSION FOR
DEPOSITIONS TO BE TAKEN IN
JAPAN

DEPONENT:
FUNAI ELECTRIC CO., LTD.
AND INDIVIDUALS

JOINT STIPULATION

Beginning on or about October 17, 2011, TV Interactive Data Corp. ("TVI") will begin depositions of certain witnesses from Funai Electric Co. Ltd. ("Funai") at the U.S. Consulate in Osaka-Kobe. TVI and Funai hereby submit and jointly stipulate to the following Proposed Order/Commission for Depositions to be Taken in Japan.

FOR PLAINTIFF TV INTERACTIVE DATA CORP.

ROBINS, KAPLAN, MILLER & CIRESI,
L.L.P.

By: /s/ Sang Young A. Brodie
Sang Young A. Brodie (pro hac vice)
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Richard M. Martinez (pro hac vice)
E-mail: rmmartinez@rkmc.com
Trevor J. Foster (pro hac vice)
E-mail: tjfoster@rkmc.com
Victor C. Chan (pro hac vice)
E-mail: vcchan@rkmc.com

Dated: August 31, 2011

FOR DEFENDANT FUNAI ELECTRIC CO., LTD. AND INDIVIDUAL DEPONENTS:

BAKER & HOSTETLER, LLP

By: /s/ Kevin W. Kirsch
Kevin W. Kirsch
E-mail: kkirsch@bakerlaw.com
David A. Mancino
E-mail: dmancino@bakerlaw.com
John F. Bennett
E-mail: jbbennett@bakerlaw.com

Dated: August 31, 2011

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1 I, Sang Young A. Brodie, am the ECF user whose User ID and Password are being
2 utilized in the electronic filing of the STIPULATION AND [PROPOSED]
3 ORDER/COMMISSION FOR DEPOSITIONS TO BE TAKEN IN JAPAN. Pursuant to the
4 Northern District of California's General Order 45(X)(B), I attest that concurrence in the filing
5 has been obtained from Kevin W. Kirsch.

6 Dated: August 31, 2011

/s/ Sang Young A. Brodie

Sang Young A. Brodie

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~~PROPOSED~~ **ORDER/COMMISSION FOR DEPOSITIONS TO BE TAKEN IN JAPAN**

TO: ANY CONSUL OR VICE CONSUL OF THE UNITED STATES OF AMERICA
AT OSAKA-KOBE, JAPAN

Upon the application of Complainant TV Interactive Data Corporation (“TVI”), in *TVI Data Corp. v. Sony Corp., et al.*, Inv. No. 10-00475, before the U.S. District Court for the Northern District of California, and pursuant to Article 17 of the United States – Japan Consular Convention,

IT IS ORDERED THAT the depositions on notice of the following witnesses may be taken at the U.S. Consulate in Osaka-Kobe, Japan, on one or more dates during the period from on or about October 17, 2011, at 8:30 a.m. to on or about November 10, 2011 at 4:00 p.m. as follows, and that any documentary exhibits in connection therewith be marked:

1. Fed. R. Civ. P., Rule 30(B)(6) deposition of Funai Electric Co., Ltd.

Funai Electric Co., Ltd.
7-7-1 Nakagaito, Daito City
Osaka 574-0013, Japan

Potential witnesses for the Fed. R. Civ. P., Rule 30(B)(6) deposition of Funai Electric Co. include, at the discretion of Funai Electric Co., any combination of one or more of the following:

Goro Seki
Kazuyuki Fujiwara
Yoshikazu Fujita
Makato Takemoto
Shigeru Yokota
Yoichi Kanazawa
Kozo Wada

Tadashi Shimoguchi
Tsuyoshi Kamitani
Hideo Saito
Hiroki Nakamura
Jun Tateishi
Mr. Onishi

2. Fed. R. Civ. P., Rule 30(B)(1) depositions of individuals

Potential witnesses for depositions under Fed. R. Civ. P., Rule 30(B)(1) include:

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Goro Seki
Kazuyuki Fujiwara
Yoshikazu Fujita
Shinji Seki
Makato Takemoto
Shigeru Yokota
Yoichi Kanazawa

Kozo Wada
Tadashi Shimoguchi
Tsuyoshi Kamitani
Hideo Saito
Hiroki Nakamura
Jun Tateishi
Mr. Onishi

Counsel for Defendant Funai Electric Co. who will participate in said depositions are Kevin W. Kirsch, David A. Mancino, and John F. Bennett. In addition, William Mangioni-Smith may attend on behalf of Funai Electric Co.

Members of Funai Electric Co's Intellectual Property Group that may attend the depositions include Hisao Tatsumi, Goro Seki, Hiroki Nakamura and Takafumi Ishii.

Check interpreters that may be attending the depositions include:

Yoshiyuki Onishi
Christopher Field
Asami Isomichi
Mia Matsumura
Junko Sumida
Toyu Yazaki
Ellen Shang Travis

Counsel for TVI who will participate in said depositions are Richard M. Martinez, Sang Young A. Brodie, Trevor J. Foster, and Victor C. Chan. In addition, James Tornes and Andrew Wolfe may attend on behalf of TVI.

Jared Taylor will act as interpreter.

The proceedings will be recorded by Christopher Sheppard Hanlon, Lee Anthony Bowry, Peter Wai Kwong Au, Jeffrey Marc Menton, Randell Buckler, Deborah Marshall, Jodi Harmon, Lawrence Paul Nelson, Melanie Louise Giamarco, Tracey LoCastro and/or Randi Birnhak with American Realtime Court Reporters & Videographers. Please cause the testimony of said witnesses to be recorded by video and reduced to writing; the depositions to be signed by said witnesses; said deposition testimony to be annexed to your Commission and closed under your seal; and the return of these materials to this Court with all convenient speed.

1 WITNESS, the Honorable Howard R. Lloyd, United States Magistrate Judge of the United States
2 District Court, Northern District of California, this 31 day of August 2011.

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4 
5 Honorable Howard R. Lloyd
6 United States Magistrate Judge
7 United States District Court
8 Northern District of California
9 San Jose Courthouse, Courtroom 2 – 5th Floor
10 280 South 1st Street
11 San Jose, CA 95113

12 I hereby certify that the signature above is that of the Honorable Howard R. Lloyd, United States
13 Magistrate Judge of the United States District Court, Northern District of California.

14 _____ Clerk of the Court.

15 By: _____

16 Deputy Clerk: _____

17 Seal: